

BEFORE THE BOARD OF OIL, GAS AND MINING  
DEPARTMENT OF NATURAL RESOURCES  
STATE OF UTAH

**FILED**

FEB 28 2011

SECRETARY, BOARD OF  
OIL, GAS & MINING

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IN THE MATTER OF FORMAL  
RULEMAKING TO AMEND THE  
MINERALS REGULATORY PROGRAM  
R647 RULES FOR ANNUAL FEE AND  
REPORT DEADLINES

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ORDER  
  
TO PUBLISH PROPOSED RULES  
  
AND

PROVIDE FOR PUBLIC COMMENT

DOCKET NO. 2011-002  
CAUSE NO. RMNRL-2011-01

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Upon the Petition by the Division of Oil, Gas & Mining ("Division") requesting formal amendment of Utah Admin. Code §§ R647-2, R647-3, and R647-4, and pursuant to Utah Code § 40-8-6(1) and in accordance with the requirements of the Utah Administrative Rulemaking Act (Utah Code §§ 63G-3-101 through 702(2011)); the Board, after notice, at its regularly scheduled hearing on February 24, 2011 by unanimous vote of those present, being a quorum of the Board, does hereby Order as follows:

(1) The proposed rule amendments to Utah Admin. Code §§ R647-2, R647-3, and R647-4 attached to the Division's Request for Agency Action in this matter, shall be filed by the Division in accordance with the requirements of the Utah Rule Making Act;

(2) A public hearing to allow an opportunity for public comment shall be scheduled and noticed as part of the regularly scheduled Board Hearing to be held on March 23, 2011; and

(3) Public comments shall be received and considered by the Board at the March 23, 2011 hearing, and after consideration of all comments, the Board shall take further action as it determines appropriate, pursuant to the requirements of the Utah Rulemaking Act to formally amend R647-2: Exploration, R647-3: Small Mining Operations, and R647-4: Large Mining Operations.

DATED this 28th day of February, 2011.

  
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Douglas E. Johnson, Chair  
Utah Board of Oil, Gas, & Mining.

**CERTIFICATE OF SERVICE**

I hereby certify that I caused a true and correct copy of the foregoing DIVISION'S REQUEST TO COMMENCE FORMAL RULEMAKING for Docket No. 2011-002, Cause No. RMNRL-2011-01 to be mailed with postage prepaid, this 28<sup>th</sup> day of February, 2011, to the following:

Michael S. Johnson  
Assistant Attorneys General  
Utah Board of Oil, Gas & Mining  
1594 West North Temple, Suite 300  
Salt Lake City, UT 84116  
*Via Email*

Todd Bingham  
Utah Mining Association  
136 South Main Suite 709  
Salt Lake City, UT 84101

  
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